

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO,

Debtor.<sup>1</sup>

PROMESA  
Title III

No. 17 BK 3283-LTS  
(Jointly Administered)

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO HIGHWAYS AND  
TRANSPORTATION AUTHORITY (“HTA”),

Debtor.

PROMESA  
Title III

No. 17 BK 3567-LTS

**UNOPPOSED MOTION OF ASSURED GUARANTY  
CORP., ASSURED GUARANTY MUNICIPAL CORP., AMBAC  
ASSURANCE CORPORATION, NATIONAL PUBLIC FINANCE GUARANTEE  
CORPORATION, AND FINANCIAL GUARANTY INSURANCE COMPANY TO  
SUPPLEMENT THE DECLARATION OF WILLIAM J. NATBONY (ECF NO. 13004)**

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<sup>1</sup> The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17-BK-3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17-BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17-BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (“PBA”) (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

To the Honorable United States District Judge Laura Taylor Swain:

1. On April 30, 2020, Assured Guaranty Corp., Assured Guaranty Municipal Corp., Ambac Assurance Corporation, National Public Finance Guarantee Corporation, and Financial Guaranty Insurance Company (together “**Movants**”) filed their *Reply in Support of Motion of Assured Guaranty Corp., Assured Guaranty Municipal Corp., Ambac Assurance Corporation, National Public Finance Guarantee Corporation, and Financial Guaranty Insurance Company for Relief from the Automatic Stay, or, in the Alternative, Adequate Protection*, dated April 30, 2020 (the “**HTA Reply**”) on behalf of the Movants. (ECF No. 12294,<sup>2</sup> and ECF No. 777 in Case No. 17-BK-3567-LTS) (the “HTA Reply”) in this proceeding.

2. In support of the HTA Reply, Movants submitted the *Declaration of William J. Natbony In Support Of Reply in Support of Motion of Assured Guaranty Corp., Assured Guaranty Municipal Corp., Ambac Assurance Corporation, National Public Finance Guarantee Corporation, and Financial Guaranty Insurance Company for Relief from the Automatic Stay, or, in the Alternative, Adequate Protection* (ECF No. 13004, and ECF No. 780 in Case No. 17-BK-3567-LTS) (the “**Natbony Reply Declaration**”). Attached to this declaration were a number of exhibits. Due to a clerical error, one of the filed exhibits, Exhibit 6, was duplicative of another exhibit and the actual intended exhibit was inadvertently omitted.

3. Movants hereby request the Court’s permission to withdraw Exhibit 6 to the Natbony Reply Declaration and file a supplemental declaration attaching the corrected exhibit, substantially in the form attached hereto as **Exhibit B** (the “**Supplemental Natbony Reply Declaration**”).

4. Exhibit 6 to the Natbony Reply Declaration was intended to consist of a copy of the Puerto Rico Legislature’s Act No. 5 of Oct. 8, 1987 (“**Act No. 5**”). A duplicate copy

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<sup>2</sup> “**ECF No.**” refers to documents filed in Case No. 17-BK-3283-LTS, unless otherwise noted.

of Exhibit 5 to the Natbony Reply Declaration was inadvertently filed in its stead. The Supplemental Natbony Reply Declaration will attach a true and correct copy of Act No. 5.

5. No party was prejudiced by this inadvertent error because Act No. 5 is a public law, a copy of which was provided for the convenience of the Court and the Parties to this action.

6. Movants have conferred with the other Parties to these actions. All other Parties expressed no objection to this Motion.

7. Based on the above facts, to correct the record and to comply with its duty of candor before the Court, Movants respectfully request that the Court enter an order, substantially in the form attached hereto as **Exhibit A**, granting leave to file the Supplemental Natbony Reply Declaration with the corrected exhibit.

*[Remainder of Page Intentionally Blank]*

Dated: New York, New York  
May 15, 2020

**CASELLAS ALCOVER & BURGOS  
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**CERTIFICATE OF SERVICE**

I hereby certify that I filed this document electronically with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to all parties of record in the captioned case.

At New York, New York, the 15th day of May, 2020.

By: /s/ Howard R. Hawkins, Jr.

Howard R. Hawkins, Jr.\*

\*Admitted pro hac vice

**EXHIBIT A**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO,

Debtor.<sup>3</sup>

PROMESA

Title III

No. 17 BK 3283-LTS  
(Jointly Administered)

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO HIGHWAYS AND  
TRANSPORTATION AUTHORITY (“HTA”),

Debtor.

PROMESA

Title III

No. 17 BK 3567-LTS

**[PROPOSED] ORDER GRANTING UNOPPOSED MOTION OF ASSURED  
GUARANTY CORP., ASSURED GUARANTY MUNICIPAL CORP., AMBAC  
ASSURANCE CORPORATION, NATIONAL PUBLIC FINANCE GUARANTEE  
CORPORATION, AND FINANCIAL GUARANTY INSURANCE COMPANY TO  
SUPPLEMENT THE DECLARATION OF WILLIAM J. NATBONY (ECF NO. 13004)**

Before the Court is the *Unopposed Motion of Assured Guaranty Corp., Assured Guaranty  
Municipal Corp., Ambac Assurance Corporation, National Public Finance Guarantee*

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<sup>3</sup> The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17-BK-3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17-BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17-BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (“PBA”) (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

*Corporation, and Financial Guaranty Insurance Company to Supplement the Declaration of William J. Natbony (ECF No. 13004) (the “**Motion**”) in the above-captioned proceeding. The Court having reviewed the Motion and the relief requested; the Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1331 and 48 U.S.C. § 2166(a); the Court determining that venue of this proceeding and the Motion in this District is proper under 28 U.S.C. § 1391(b) and 48 U.S.C. § 2167(a); notice of the Motion being adequate and proper under the circumstances; and after due deliberation and sufficient cause appearing; therefore, it is HEREBY ORDERED THAT:*

1. The Motion is GRANTED as set forth herein:
2. Movant’s request to withdraw the exhibit filed as ECF No. 13004-6 in Case No. 17-BK-3283-LTS and ECF No. 780-6 in Case No. 17-BK-3567-LTS is granted; and
3. Movants may file a supplemental declaration attaching the corrected exhibit.

This Order resolves docket entry no. [ ] in Case No. 17-BK-3283-LTS and docket entry no. [ ] in Case No. 17-BK-3567-LTS.

SO ORDERED

Dated: [ ], 2020.

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THE HONORABLE LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE